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RE: JENNIFER GROETHE,
Registration No. M008573

**AGREED UPON DISPOSITION TO
VOLUNTARILY SURRENDER
REGISTRATION**

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WHEREAS, the Board of Nursing initiated a complaint on Registrant's registration after her application revealed a felony conviction for mail theft from her previous employer in violation of SDCL § 36-9-49 (2);

WHEREAS, the Board has a statutory obligation to protect the public health, safety and welfare as set forth in SDCL § 36-9-1.1, including the protection of the public from unprofessional nursing practices and practitioners;

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to ARSD 20:48:08:12(3) (effective through June 30, 2021) and SDCL § 36-1C-6 (effective July 1, 2021); and

WHEREAS, it is the intent of this agreement to provide for a disposition of the registration issues presented by the Registrant's conduct, in a professional manner, without the necessity of further hearings and proceedings herein, and to provide for a responsible resolution.

THEREFORE, IT IS HEREBY STIPULATED AND AGREED AS FOLLOWS:

1. The Board has jurisdiction over the person of the Registrant and the subject matter of this Agreed Upon Disposition to Voluntarily Surrender Registration.
2. Registrant agrees to voluntarily surrender Registrant's South Dakota registration immediately upon Registrant signing this Agreed Upon Disposition.
3. Registrant understands that Registrant has a right to a formal hearing pursuant to SDCL Ch. 1-26 regarding this matter and that such rights under SDCL Ch. 1-26 include, but are not limited to, the right to a formal hearing before the Board, the right to be present at the formal hearing, the right to be represented by legal counsel, the right to introduce evidence and testimony on Registrant's behalf, call witnesses, cross-examine witnesses, and inspect all documentary evidence submitted to the Board, and the right to appeal the Board's decision to the South Dakota Circuit Court and Supreme Court, as provided by law.
4. By voluntarily surrendering Registrant's Registration and entering into this Agreed Upon Disposition to Voluntarily Surrender Registration with the Board, the Registrant hereby knowingly and voluntarily waives the above rights and agrees that this matter will be resolved according to the disciplinary procedures outlined in ARSD 20:48:08:12(3) (effective

through June 30, 2021) and SDCL § 36-1C-6 (effective July 1, 2021), through an agreed upon issuance of a Voluntary Surrender Consent Order.

5. Registrant agrees and stipulates that this Agreed Upon Disposition is being entered into voluntarily by the Registrant and without threats or coercion and is entered into after the Registrant has been given ample opportunity to consider these matters and to discuss this Agreed Upon Disposition with an attorney of Registrant's choice and that the Registrant has a full understanding of the legal consequences of this Agreed Upon Disposition, which rights are hereby waived by the signing of this Agreed Upon Disposition.

6. Registrant agrees and requests that the Board's Executive Director or designee will present this Consent to Voluntarily Surrender Registration to the Board for approval and adoption.

7. Registrant may apply to have Registrant's registration reinstated for good cause shown.

8. Nothing in the Board's Order or this Agreed Upon Disposition should or does imply that the Registrant will be reinstated. Registrant recognizes that the reinstatement terms, as well as the requirements for reinstatement, are at the sole discretion of the Board.

9. If Registrant requests reinstatement, Registrant has the burden under SDCL § 36-9-57 to present information showing that good cause exists for the Board to exercise its discretion to reinstate Registrant's registration.

10. Registrant understands that this action is reportable discipline and will be published in the Board's newsletter and posted on its website and reported into the National Practitioner Data Bank (NPDB) as required by law.

NOW, THEREFORE, the foregoing Agreed Upon Disposition to Voluntarily Surrender Registration is entered into and is respectfully submitted to the Board with the request that the Board adopt its terms as an Order of the Board in this matter.

Dated this 10 day of July, 2021.


Jennifer Groethe, Registrant

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Registration No. M008573

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IT IS HEREBY ORDERED that the South Dakota Board of Nursing accepts, adopts, and incorporates Registrant's Consent to Voluntarily Surrender Registration into this Voluntary Surrender Consent Order by reference, the same as if all such terms were set forth herein.

SOUTH DAKOTA BOARD OF NURSING


Linda Young, RN, MS, FRC
Executive Director